EL394



East Lothian Council Licensing 12 SEP 2023 Received

APPLICATION FOR PREMISES LICENCE / PROVISIONAL PREMISES LICENCE*

LICENSING (SCOTLAND) ACT 2005, SECTION 20

*Delete as appropriate

2C

Que	Question 1 - Name, address and postcode of premises to be licensed			
E	Pans Premier, Unit 3, Meadow House,			
	Monks Meadow, Prestonpans, EH32 9SY			
	x			
Que	stion 2 – Particulars of applicant			
2(a)	Where applicant is an individual, provide full name, date & place of birth, home address including postcode, telephone number & email address.			
2(b)	Where applicant is a partnership, please provide full name, and postal address of partnership.			
	*			

2(c)	Where applicant is a company, please provide name, registered office and company registration number.
	Maya Rai Ltd., Company No. SC770322
	9 Monks Meadow, Prestonpans, EH32 9GP
2(d)	Where the applicant is a club or other body, please provide full name, and postal address of club or other body.
	* * * * * * * * * * * * * * * * * * * *
	Where applicant is a partnership, company, club or other body, please provide the names, dates and places of birth, and home addresses of connected persons.*
	Vaidota Rai,
	nected person is defined in section 147(3) of the Licensing (Scotland) 2005.

Question 3 – Previous applications

Has the applicant been refused a premises licence under section 23 of the Licensing (Scotland) Act 2005 in respect of the same premises?	YES	NO x
If YES – provide full details		
Question 4 – Previous convictions		
Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)	YES [NO x

If YES – provide full details. For the purpose of this Act, a conviction for a relevant offence or foreign offence is to be disregarded if it is spent for the purpose of the Rehabilitation of Offenders Act 1974.

NAME	DATE	COURT	OFFENCE	SENTENCE
-		-		

(1) In addition to any convictions held by the applicant at the time of application, applicants should also familiarise themselves with the contents of section 24(1) of the Licensing (Scotland) Act 2005 in respect of any convictions for relevant or foreign offences which they may receive during the period beginning with the making of the premises licence application and ending with determination of the application.

DESCRIPTION OF PREMISES Licensing (Scotland) Act 2005, section 20(2)(a)

Question 5 – Description of premises

(Scotland) Regulations 2007?

(where	application	is submitte	ed by a	members'	club,	please	also	compl	lete
questic	on 6)								

(where application is submitted by a members' club, please a question 6)	ilso complete	9
Shop on the ground floor in newly built house with two commercial	units besides a	nd flats
above, with car park for customers and residents. The shop is in re	esidential area v	with no
other shop in close proximity. It is a mini market selling groceries, d	rinks and house	ehold
essential items. Alcoholic drinks for off sale only.		
Question 6 - To be completed by members' clubs only		
Do the club's constitution and rules conform to the requirements of regulation 2 of the Licensing (Clubs)	YES	NO 🗌

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

TI	ne contents of this Application are true to the best of my kno	wledge and belief.
Si	gnature Vaidota Rai	* (see note below)
Da	ate	
AF	PPLICANT / AGENT (delete as appropriate)	
Te	lephone number and email address of signatory	
_		
I ha	ave enclosed the relevant documents with this application – evant boxes	please tick the
x	Operating plan	
x	Layout plan (highlighting the area where alcohol is sold/cor	nsumed)
x	Planning certificate	
	Building standards certificate	
	Food hygiene certificate	
· Da	ata Protection Act 2018	

The information on this form may be held on an electronic public register which may be available to members of the public on request.

For use by the Licensing Board only Application checklist			
Date received			
Fee amount			
Receipt number			
Received by (INITIALS)			
Consideration date			
Last date for consideration			
Date of initial hearing			
Date of any modification hearing			
Date granted/refused (delete as appropriate)			
	icensing Board only es Licence – Documents required		
	-		
If application is for a Premis	-		
If application is for a Premise Operating plan	-		
Operating plan Layout plan	-		
Operating plan Layout plan Planning certificate	-		
Operating plan Layout plan Planning certificate Building standards certificate Food hygiene certificate For use by the Layout plan If application is for a Property of the Layout plan If application is for a Property of the Layout plan If application is for a Property of the Layout plan Operating plan Layout plan Planning certificate	-		
Operating plan Layout plan Planning certificate Building standards certificate Food hygiene certificate For use by the Layout plan If application is for a Property of the Layout plan If application is for a Property of the Layout plan If application is for a Property of the Layout plan Operating plan Layout plan Planning certificate	icensing Board only ovisional Premises Licence		

Layout plan



OPERATING PLAN

LICENSING (SCOTLAND) ACT 2005, SECTION 20(2)(B)(i)

This application should only be completed by the Licence Holder of the appropriate Premises Licence or their Agent.

1. STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

Nan	ne and Address of Premises	Pans Premier	
	Unit 3, Meadow House, Monks	Meadow, Prestonpans	
_		7	
	Post Code	EH32 9SY	
1(a)	Will alcohol be sold for consumption solely ON the premises?	YES [NO x
1(b)	Will alcohol be sold for consumption solely OFF the premises?	YES x	NO 🗌
1(c)	Will alcohol be sold for consumption both ON and OFF the premises?	YES [NO x

2. STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION ON PREMISES

DAY	ON	ON CONSUMPTION		
	Opening time	Terminal Hour		
Monday	n/a	n/a		
Tuesday	n/a	n/a		
Wednesday	n/a	n/a		
Thursday	n/a	n/a		
Friday	n/a	n/a		
Saturday	n/a	n/a		
Sunday	n/a	n/a		

3. STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION OFF PREMISES

DAY	OFF (OFF CONSUMPTION		
	Opening time	Terminal Hour		
Monday	10am	9pm		
Tuesday	10am	9pm		
Wednesday	10am	9pm		
Thursday	10am	9pm		
Friday	10am	10pm		
Saturday	- 10am	10pm		
Sunday	10am	8pm		

4. SEASONAL VARIATIONS

Does the applicant intend to operate according to seasonal demand?	YES [NO x	
*If YES – provide details			
N/a			

5. PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

	ACTIVITY	ACTIVITY PROVIDED? YES / NO	To be provided during core licenced hours. Please confirm YES / NO	Where activities are also to be provided outwith core licensed hours. Please confirm YES/NO
	Accommodation	No	N/A	N1/A
	Conference facilities	No	No	N/A No
5a.	Restaurant facilities	No		
			No	No
	Bar meals	No	No	No
	Social functions including:	· · · · · · · · · · · · · · · · · · ·		
5b.	Weddings, funerals, birthdays, retirements etc.	No	No	No
	Club or other group meetings etc.	No	No	No
	Entertainment, including:			
	Recorded music – see 5(g)	No	No	No
	Live performances – see 5(g)	No	No	No
	Dance facilities	No	No	No
5c.	Theatre	No	No	No
	Films	No	No	No
	Gaming	No	No	No
	Indoor/outdoor sports	No	No	No
	Televised sport	No	No	No
5d.	Outdoor drinking facilities	No	No	No
5e.	Adult Entertainment	No	No	No

provide further details below. N/a

Where you have answered YES in respect of any entry in column 4 above, please

5(f) If you propose to provide any activities other than those listed in 5(a) – (e), please provide details or further information below.

·			
MA HOME	DELIOFRIES		
			75
5(g) Late night n	remises opening after 1.00am		
Where you have correcorded music	onfirmed that you are providing look, will the decibel level exceed 85	live YES	NO x
Vhen fully occupions	ed, are there likely to be more ng than seated?	YES [NO x

0. 0	ON-SALES ONLY - CHILDREN AND YOUNG PERSONS
6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry?
6(b)	Where the answer to 6(a) is YES provide statement of the TERMS under which they will be allowed entry
6(c)	Provide statement regarding the AGES of children or young persons to be allowed entry
6(d)	Provide statement regarding the TIMES during which children and young persons will be allowed entry
6(e)	Provide statement regarding the PARTS of the premises to which children and young persons will be allowed entry

7. CAPACITY OF PREMISES

Off sales - 26.4 square me 8. PREMISES MANAGER	ires
8. PREMISES MANAGER	
8. PREMISES MANAGER	
8. PREMISES MANAGER	
(NOTE: not required where app licence)	lication is for grant of provisional premises
Full Name	
Contact address	
	Post Code
	Email address
Personal licence	
Date of issue	

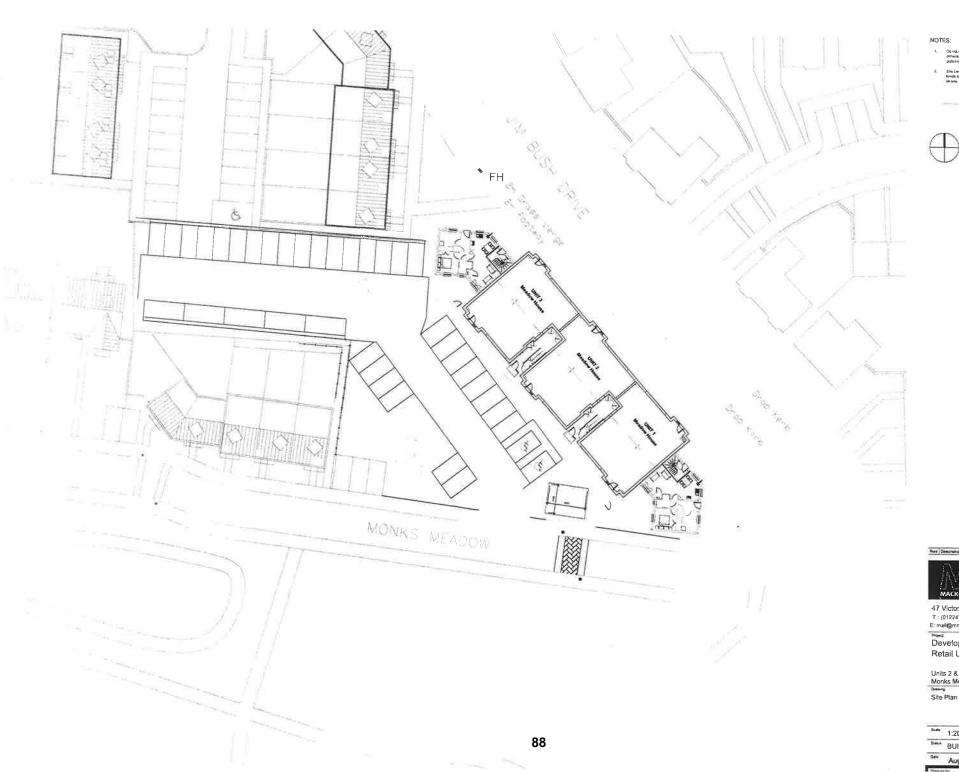
DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of the belief	nis operating plan are true to the	best of my knowledge and
Signature		(* see note below)
Date	11/09/2023	
Capacity APPLICA	NT / AGENT (delete as appropria	ate)
Tel. No. of signatory		
Email address		

* Data Protection Act 2018

The information on this form may be held on an electronic public register which may be available to members of the public on request.



- Do not easie this drawing. Use bigured dimensions only. All size dimensions and lessle to be choosed on site by certificate prior to ordering of materials.





47 Victoria Street, Aberdeen, AB10 1QA T : (01224) 639295 F : (01224) 537956
E: mail@mrtarchitects.com W: www.mrtarchitects.com

Development for LAR Retail Units

Units 2 & 3, Meadow House, Monks Meadow, Prestonpans, EH32 9SY

State	1:200 @ A1		
Sma	BUILDING	WARRANT	
Osto .	Aug '23	Cram By	AP



LICENSING (SCOTLAND) ACT 2005 TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

SECTION 50 PLANNING CERTIFICATE

Vaidota Rai

APPLICANT:

NAME AND ADDRESS OF PREMISES:	Pans Premier, Unit 3, Meadow House, Monks Meadow, Prestonpans				
SECTION 50 P	LANNING CERTIFICATE				
Act 1997	I confirm that planning permission (ref:) under the Town and Country Planning (Scotland) Act 1997 in respect of any development of the subject premises in connection with their proposed use as a licensed premises has been obtained.				
☐ I confirm	that planning permission is not required.				
SECTION 50 P	ROVISIONAL PLANNING CERTIFICATE				
	I confirm that planning permission (ref: 15/00487/P) has been obtained in respect of the construction or conversion of the subject premises.				
☐ I confirm	that planning permission is not required.				
	nat, in terms the above Acts, I have no objections to the granting of the Confirmation of the cover the above proposals.				
Signed:	Date: 10th August 2023				
Keith Dingwall Service Manager,	Planning				



SCHEDULE 6 Regulation 7

DISABLED ACCESS AND FACILITIES STATEMENT

Licensing (Scotland) Act 2005, section 20(2)(b)(iia)

1. DISABLED ACCESS AND FACILITIES

1(a). Is there disabled access to the premises	YES x	NO [
1(b). Do you have facilities for those with a disability	YES	NO x
1(c). Do you have any other provisions available to aid the use of the premises by disabled people	YES X	NO 🗌
If you have answered Yes to any of the questions above please appropriate, the following sections.	e complete	, as
2. DISABLED ACCESS TO, FROM AND WITHIN THE PREMISE	S	
Please provide clear and detailed description of how accessible for disabled people. e.g. ramps, accessible floors, signage.	e the prem	nises are
There are two allocated disabled parking spaces outside premises, as curbs along the pathways to get to the premises for wheel chair users in one level for easy move around with wide enough spaces between At the present there is manually operated entry/exit door to/from prem planed to be replaced with an easy access automatic door before star The signage of Assistant dogs welcome and others will be displayed to	. The shop floot the shelving ises, this is t of trading.	oor is

3. FACILITIES AVAILABLE
Please describe in detail the facilities provided for disabled people.
e.g. disabled toilets, lifts, accessible tables.
N/a
*
A Section 1
F
4. OTHER PROVISIONS
Please provide details of any other provisions made to aid the use of the
premises by disabled people, e.g. assistance dogs welcome, large print menus.
Assistance and guide dogs welcome signs. Large and clear signs of display.
H*

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this disabled access and facilities statement are true to the best of my knowledge and belief.

Signature		* (see note below)
Date	11/09/2023	
Capacity		
APPLICANT/ AGENT (dele	ete as appropriate)	
Tel. no. of signatory		
Email		28

* Data Protection Act 2018

The information on this form may be held on an electronic public register which may be available to members of the public on request.



SUPPLEMENTARY APPLICATION INFORMATION

This information is required in relation to all Premises Licence/Provisional Licence applications or any application which is a Premises Licence Variation, not considered to be a Minor Variation.

Application submissions generally tend to be insufficiently detailed as to provide a complete picture of what businesses propose to provide the public. Therefore, Licensing Boards often have too little information, in advance of Board hearings, to fully appreciate what is being applied for. This situation often leads to numerous unnecessary objections and representation being made due to interested parties, such as neighbouring residents, not understanding what proposed activities really relate to i.e. What does Live Music actually mean and how will it impact on their lives. For these reasons, the Board has made a policy decision to require applicants to provide a fuller description of their business proposals and detail how the five licensing objectives will be met.

BU	ISI	N	ESS	PR	OF	ILE
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Please describe your business offering

Convenience store, based in residential area in a newly built premises with the flats above, offers a wide variety of groceries (including foods, soft and alcoholic beverages, household essential items) for the local residents and visitors for off sales only, and possibly deliveries.

ON CONSUMPTION

(a) Please describe the type of business you intend to operate in respect of On consumption.

n/a

OFF CONSUMPTION

(b) Please describe the type of business you intend to operate in respect of Off consumption & deliveries

The alcoholic drinks are to be sold for off consumption and deliveries.

CLARIFICATION IS REQUIRED IN RELATION TO THE CONTENT OF YOUR PROPOSED OPERATING PLAN

To what extent do you intend to use any of the following:
Accommodation; Conference Facilities; Restaurant Facilities; Bar Meals:
n/a
4
Social Functions – Weddings; Birthdays; Retirements; Other: If you intend to provide for any of these functions please describe the nature and extent and likely frequency of each:
n/a
Frankis A. D. J. 184 - C. U. D. G. B. G. B
Entertainment – Recorded Music; Live Performances; Dance Facilities; Theatre; Films; Gaming; Indoor/outdoor sports; Televised Sport – If you intend to provide for any of these facilities please describe the nature and extent and likely frequency of each:
n/a

Outdoor Drinking Facilities – If you intend to provide outdoor drinking facilities please describe where and what the facilities will be used for. You will also be required to provide a statement in the objectives section how you intend to prevent public nuisance from use of such facilities:

n/a

Adult Entertainment – If you intend to provide any entertainment of a sexual nature please state the type and likely frequency if use. Adult entertainment is any form of sexual stimulation and includes adult humour or explicit language. The Board will also expect you to address the objective of preventing harm to children and young persons:

n/a

Activities Outwith Licensed Core Hours – In your Operating Plan, at 5(e), you should have given details of any activity that will be provided outwith core licensed hours. If you wish you can expand on your explanation here:

n/a

Any Other Activities – In your Operating Plan at 5(f) you should have given details of any other type of activity you are likely to cater for. It would be useful to give an indication of the extent and frequency of such events:

n/a

Children and Young Persons – If you intend to provide access for children and young persons on the premises please provide details of what facilities you have on the premises in respect of different age groups. In addition, please state where and what baby changing facilities will be provided for children under five years.

n/a

LICENSING OBJECTIVES

Please provide details below of how you will ensure that the 5 Licensing Objectives are complied with. It may be helpful in answering this section if you refer to the East Lothian Council Licensing Board's 'Statement of Licensing Policy, which can be found at

https://www.eastlothian.gov.uk/downloads/file/27884/statement_of_licensing_policy_2018-2023

Preventing Crime and Disorder

Challenge 25 checks.

Keeping the record of sales refusal book.

Keeping the record and maintain an incident book.

Installing and maintaining a CCTV in and around the premises.

Providing well lit outdoor area.

Ensuring regular provision and maintenance of litter bins.

Keeping communication with the Police if anti-social, violent or criminal incidents occur.

Accepting of proof of age card schemes to prevent underage alcohol purchase.

Securing Public Safety:

Perform regular fire risk assessments of the premises.

Installing and maintaining of CCTV in and around the premises.

Maintain clean and tidy premises; clear, easy to move around aisles; broken glass, spillages or any litter to be cleaned straight away, including outdoor pathways.

Well lit outdoor area.

Keeping reduced operating hours during the weekdays.

Ensuring effective and responsible management of the premises at all times.

Preventing Public Nuisance:

Litter and waste management program in place.

Keeping reduced operating hours during the weekdays.

Using safe recyclable materials and disposables for self-service soft drinks units.

Installing and maintaining of CCTV in and around the premises.

Providing training and supervision of staff to prevent incidents and public nuisance.

Protecting and Improving Public Health:

Displaying guidance discouraging over consumption of alcohol and promoting moderate drinking along with awareness of units of alcohol.

Informing customers of choice in relation to the strength of alcoholic drinks.

Having wide range of low alcohol or alcohol free drinks available to purchase.

Complying with the law on alcohol pricing and irresponsible drinks promotions.

Providing training to staff, involved in sale of alcohol, including delivery staff.

Challenge 25 checks.

Accepting of proof of age card schemes to prevent underage alcohol purchase. Keeping and maintaining the record of alcohol delivery.

Protecting Children and Young Persons From Harm:

Complying with all the legislation in relation to children and young persons, including not selling, or allowing the sale for consumption of alcohol to children and young persons.

Providing instruction, training and supervision of staff in accordance with recognised standards.

Separating alcohol display from confectionary and other goods likely to be of interest to children and young persons.

Providing training of staff, involved in sale of alcohol, including delivery staff. Challenge 25 checks.

Accepting of proof of age card schemes to prevent underage alcohol purchase. Keeping and maintaining the record of alcohol delivery.

Putting measures in place to ensure that children are not exposed to strong language, violence or disorder.

APPLICATION SUPPORTING COMMENTS

Additional Information

As a director of a new business and a personal licence holder myself, having studied and passed full training course recently, I have full understanding how vital it is to ensure that the Licensing objectives are complied with. My main focus of attention is going to be on having a training policy in place for staff involved in sale of alcohol as well as maintaining staff training record as I believe fully trained and well informed responsible staff is the core strength of the business in relation with compliance of the Licensing objectives and all the legislation related to children and young persons.

Supporting Comments

i.e. reasons why the Board should support your application.

I have full commitment to ensure that five Licensing objectives are complied with and I am ready to cooperate and except any recommendations and guidance from East Lothian Licensing Board.

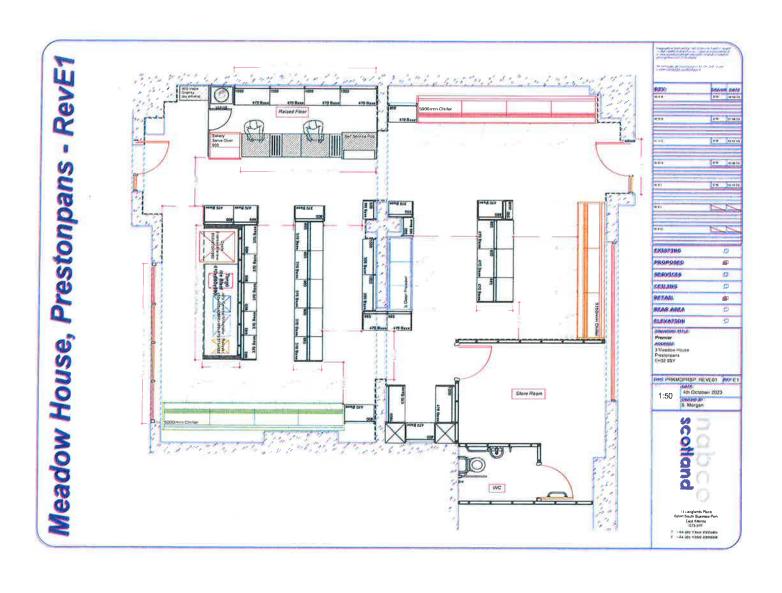
SIGNATURE AND DECLARATION BY APPLICANT

IT IS AN OFENCE TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

(Criminal Law (Consolidation)(Scotland) Act 1995 Section 44(2)(b))

The contents of this Application are true to the best of my knowledge and belief.

Signature _.		
Date	12/09/2023	



26/09/2023

Your Ref:

Our Ref:

758728

The Clerk of the Licensing Board East Lothian Council John Muir House Haddington East Lothian EH41 3HA



Local Area Commander
The Lothians and Scottish Borders Division
Haddington Police Station
39-41 Court Street

Haddington

EH41 3AE

Dear Sir/Madam,

LICENSING (SCOTLAND) ACT 2005 - APPLICATION FOR THE GRANT OF A PREMISES LICENCE PANS PREMIER, UNIT 3, MEADOW HOUSE, MONKS MEADOW, PRESTONPANS, EH32 9SY.

I refer to the above application and in terms of Section 21(4)(a)(i) and (ii) of the Licensing (Scotland) Act 2005, I have to advise you that neither the applicant nor any connected person has been convicted of any relevant offence.

I am unable to confirm the existence of any foreign offence in respect of the applicant or any connected person.

Yours faithfully



For enquiries please contact the Licensing Department on 0131 561 6119.

EAST LOTHIAN COUNCIL

Licensing Standards

From: Licensing Standards Officer To: C. Grilli

Clerk to the Licensing Board

Date: 28th September 2023

Subject:

LICENSING (SCOTLAND) ACT 2005

PROVISIONAL PREMISES LICENCE APPLICATION

PANS PREMIER, UNIT 3, MEADOW HOUSE, MONKS MEADOW, PRESTONPANS, EAST LOTHIAN EH32 9SY

I refer to the above subject and can confirm that the applicant has fully liaised with the LSO in relation to this application.

This type of licence is considered for premises as per Section 45 (1) Licensing (Scotland) Act 2005 - A premises licence application may be made in relation to any premises despite the fact that, at the time the application is made, the premises are yet to be, or are in the course of being, constructed or converted for use as licensed premises.

On my visit the premises was newly constructed and in the process of being converted into a shop. It had not yet been fitted and was not operational. The site notice was clearly displayed on the front door.

I can confirm that the application is compliant with the Act.

The off sales capacity applied for is 26.4 m². Within 800m from the premises there are 12 other premises as follows:

- Premier Store, High Street off sales only
- Fair Price Food Store, High Street off sales only
- Scotmid, High Street off sales only
- Day-Today, Redburn Road off sales only
- Scotmid, Redburn Road off sales only
- The Gothenburg, High Street on sales and off sales
- Railway Tavern, High Street on sales and off sales
- Castle Park Bowling Club, West Loan on sales and off sales
- Musselburgh Miners Charitable Society, Prestongrange Road on sales and off sales
- Prestonpans Royal British Legion, rope Walk on sales and off sales
- Preston Lodge RFC, Bankfoot on sales and off sales
- Lodge Thorntree 1038, High Street on sales only

I recommend the following condition be considered in relation to deliveries of alcohol:

1) Should a service of delivery of alcohol to customers be conducted, the terms of the Licensing (Scotland) Act 2005 Section 119 and those of the Board's statement of licensing policy on deliveries of alcohol, should be complied with.

If successful in obtaining the provisional premises licence, the premises will be subject to a licensing inspection on the confirmation of the licence.

Licensing Standards Officer

Licensing

From:

Robertson, Scott

Sent:

27 September 2023 11:49

To:

Licensing

Subject:

RE: Provisional Licence Application = Pans Premier

Hello,

Please note I have no comment or objections to this provisional licence.

Kind Regards

Scott

Scott Robertson | Assistant Planner – Development Control | East Lothian Council | John Muir House | Haddington EH41 3HA

T. 01620 827585 | E.srobertson2@eastlothian.gov.uk Visit our website at www.eastlothian.gov.uk

From: Licensing < licensing@eastlothian.gov.uk>

Sent: 22 September 2023 08:09

To: Lothian and Borders Police (lothianscotborderslicensingeastmid@scotland.pnn.police.uk)

<lothianscotborderslicensingeastmid@scotland.pnn.police.uk>; Fire (torquil.cramer@firescotland.gov.uk)

<torquil.cramer@firescotland.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Environmental Health/Trading Standards <ehts@eastlothian.gov.uk>; Harling, Karen (Licensing) <kharling1@eastlothian.gov.uk>; secretary@prestonpanscommunitycouncil.org; licensing@nhslothian.scot.nhs.uk

Subject: Provisional Licence Application = Pans Premier

Hi

Please find attached Provisional Application for Pan Premier for report/representation by 20th October 2023.

Regards

Alison

Alison Rafferty | Licensing Officer | East Lothian Council | John Muir House | Haddington EH41 3HA | T. 01620 827664 | E. <u>licensing@eastlothian.gov.uk</u>

*My working days are Monday, Tuesday, Thursday and Friday

NHS Coronavirus Information





gov.scot/coronavirus